

Exhibit 1



U.S. Department of Justice

United States Attorney
District of Arizona

Two Renaissance Square
40 North Central Ave., Suite 1800
Phoenix, Arizona 85004-4449

Main: (602) 514-7500
Direct: (602) 514-7740
Main Fax: (602) 514-7693

July 29, 2025

Sent Via E-mail:

Robert T. Mills
Sean A. Woods
Mills + Woods Law, PLLC
5055 North 12th St., Suite 101
Phoenix, Arizona 85014
rmills@millsandwoods.com
swoods@millsandwoods.com

Re: *Mendez v. United States*, 25-cv-01048-SMB

Dear Counsel,

I have previously sent you a letter indicating the government's view that your claims are barred by the Discretionary Function Exception. With this second letter, I write to further indicate that even setting aside the DFE, the complaint fails to properly assert a viable tort theory under the *Iqbal* standard. *Ashcroft v. Iqbal*, 556 U.S. 662 (2009). As such, I intend to move to dismiss not only on grounds of sovereign immunity under Rule 12(b)(1), but also for failure to state a claim under Rule 12(b)(6). If you believe that amending your complaint would respond to this defect, please advise, barring which I will proceed.

Sincerely,

TIMOTHY COURCHAINE
United States Attorney
District of Arizona

Digitally signed by
NEILENDRA SINGH
Date: 2025.07.29
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Neil Singh
Assistant United States Attorney

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